

FILED

NOV 30 2011

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

v.

JOHN NGUYEN,

Defendant.

No. CR-10-00467 DLJ

MOTION TO DISMISS;
[PROPOSED] ORDER

The United States hereby moves to dismiss the above-entitled action, without prejudice. On November 9, 2011, a superseding indictment was returned in the matter of U.S. v. Valdovinos, et al., CR 11-00308 DLJ. The superseding indictment added the defendant to case no. 11-00308, with charges similar to, and related to, the charges in the above-entitled matter.

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MOTION TO DISMISS; [PROPOSED] ORDER
10-467

1 Therefore, the United States respectfully requests the Court dismiss the above-entitled matter,
2 without prejudice.

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4 DATED: November 28, 2011

Respectfully submitted,

5 MELINDA HAAG
6 United States Attorney

7 
8 GRANT P. FONDO
9 Assistant United States Attorney

[PROPOSED] ORDER

For good cause shown, the matter of U.S. v. Nguyen, CR 10-00467 DLJ is dismissed, without prejudice.

IT IS SO ORDERED.

DATED: Nov 30, 2011



THE HONORABLE D. LOWELL JENSEN
United States District Court Judge